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APR 03 2006

PATENT
ATTORNEY DOCKET
NO. 2000P09128 US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kockmann, et al.) CERTIFICATE OF FACSIMILE TRANSMISSION
 Serial No.: 09/751,949) The undersigned hereby certifies that this document is
 Filed: December 28, 2000) being facsimile transmitted to the fax number and date
 Title: **SYSTEM AND METHOD FOR**
ADAPTIVE CARRIER
OCCUPANCY IN A
FREQUENCY HOPPING
SPREAD SPECTRUM SYSTEM) given below.
 Group Art Unit: 2637) Facsimile Number: 571-273-8300
 Examiner: Tee) No. of Pages: Resp (1) + Claims Section (4)
) + cc of Not (2) = Total (7)
) Date Transmitted: April 3, 2006
) By: Peggy Simmons
) Peggy Simmons

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed March 24, 2006 (copy enclosed), attached please find a corrected copy of the IN THE CLAIMS section (namely pages 2-5) of the Amendment originally faxed on December 6, 2005. The edits are contained solely in the caption following the claim number, in particular the status identifier of claim 12.

It is believed no fee is due for this response, however, if the Examiner disagrees, please charge Deposit Account No. 19-2179. Please charge this deposit account, at any time during the pendency of this application, for any additional fees required, or credit any overpayment, pursuant to 37 CFR §1.25.

PLEASE MAIL CORRESPONDENCE TO:

Siemens Corporation
 Customer No. 28524
 Attn: Elsa Keller, Legal Administrator
 170 Wood Avenue South
 Iselin, NJ 08830

Respectfully submitted,

Anand
 Anand Sethuraman, Reg. No. 43,351
 Attorney(s) for Applicant(s)
 Telephone: 650-943-7554
 Date: 3/31/06

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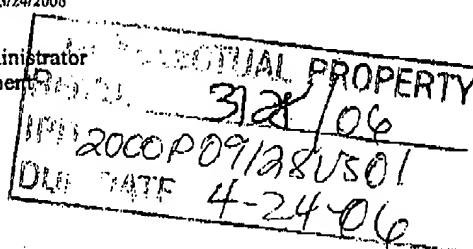
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/751,949	12/28/2000	Juergen Kockmann	00 P 9128 US	8563

7590 03/24/2006

Sgt
 Siemens Corporation
 Attn: Elsa Keller, Legal Administrator
 Intellectual Property Department
 186 Wood Avenue South
 Iselin, NJ 08830



EXAMINER

TSE. YOUNG TOI

ART UNIT

PAPER NUMBER

2611

DATE MAILED: 03/24/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

BEST AVAILABLE COPY

Notice of Non-Compliant Amendment (37 CFR 1.121)	Application No.	Applicant(s)
	09/751,949	KOCKMANN ET AL.
	Examiner YOUNG T. TSE	Art Unit 2637

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 10 March 2006 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- 1. Amendments to the specification:
 - A. Amended paragraph(s) do not include markings.
 - B. New paragraph(s) should not be underlined.
 - C. Other _____.
- 2. Abstract:
 - A. Not presented on a separate sheet. 37 CFR 1.72.
 - B. Other _____.
- 3. Amendments to the drawings:
 - A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - C. Other _____.
- 4. Amendments to the claims:
 - A. A complete listing of all of the claims is not present.
 - B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - D. The claims of this amendment paper have not been presented in ascending numerical order.
 - E. Other: _____.
- 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):
 - _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are available under 37 CFR 1.136(a) **only** if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Young T. Tse 571-272-8051
YOUNG T. TSE PRIMARY EXAMINER Telephone No.
U.S. Patent and Trademark Office Part of Paper No. 03172006